

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RHONDA GARNER D/B/A DÉCOR
SPECIALTIES, ON BEHALF OF HERSELF AND
ALL OTHERS SIMILARLY SITUATED,

Plaintiffs,

- against -

MBF LEASING, LLC, LINA KRAVIC, BRIAN
FITZGERALD, SAM BUONO, AND WILLIAM
HEALY,

Defendants.

07 CV 5607 (CM) (RLE)

Jennifer Nigro, being duly sworn, deposes and says: deponent is not a party to the action, is over 18 years of age, and resides in New York, New York.

On April 9, 2008 deponent served a true and correct copies of Defendant Brian Fitzgerald's Notice of Motion to Dismiss the First Amended Class Action Complaint, and the accompanying Declaration of Brian Fitzgerald, and the Memorandum of Law in Support on:

CHITTUR & ASSOCIATES, P.C.
286 Madison Avenue Suite 1100
New York, New York 10017

and

LOCKS LAW FIRM, PLLC
Seth R. Lesser, Esq.
110 East 55th Street
12th Floor
New York, New York 10022

Attorneys for Plaintiffs and the Class

by emailing copies thereof via PDF on April 9, 2008, and by causing hard copies to be delivered by-hand to the above addressees on April 10, 2008.

Jennifer Nigro

Sworn to before me this
day of April, 2008.

Notary Public

SHEILA A. AGNEW
Notary Public, State of New York
No. 02AG6118430
Qualified in New York County
Commission Expires November 8, 2008